

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ACCEPTING A UTILITY EASEMENT FOR THE INSTALLATION AND USE OF PUBLIC STREET LIGHT UTILITY PEDESTAL AND FACILITIES ON A PORTION OF THE REAL PROPERTY COMMONLY KNOWN AS 2437 CALLE ANDALUCIA, AUTHORIZING CITY PUBLIC WORKS DIRECTOR TO EXECUTE SAME, AND CONSENTING TO THE RECORDATION BY CITY CLERK OF SAID UTILITY EASEMENT DEED IN THE OFFICIAL RECORDS, COUNTY OF SANTA BARBARA

WHEREAS, a new City street light and pedestal have been constructed within the public right of way known as Calle Andalucia;

WHEREAS, it is the City's desire to move the City street light utility pedestal from its existing location in the public right of way to the proposed utility easement location on private property at 2437 Calle Andalucia;

WHEREAS, the real property located at 2437 Calle Andalucia, with respective Santa Barbara County Assessor's Parcel APN 041-423-006, currently owned by The Martha Taylor Living Trust, UTD 2/14/2006, Martha Gay Taylor, Trustee; is located in proximity to the newly constructed City street light;

WHEREAS, it is necessary to acquire an easement on private property to place a City utility pedestal to service said street light and such permanent easement grant is being offered by an Easement Deed from the aforementioned affected property owner at no cost;

WHEREAS, the written Easement Deed has been reviewed and accepted by the affect owner, and the Easement Deed has been signed voluntarily to allow follow up proceedings by the City to acquire the utility easement, subject to final approval by Council;

WHEREAS, this Resolution will provide authorization by the Council of the City of Santa Barbara for the Public Works Director to execute the Utility Easement Deed with the affected owner as aforementioned; and

WHEREAS, this Resolution will demonstrate intent by the Council of the City of Santa Barbara to accept the easement from the aforementioned affected real property, as more particularly described in the proposed Utility Easement Deed executed and delivered for such purpose at this time, without further action or subsequent resolution to accept the Utility Easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Santa Barbara as follows:

SECTION 1. The Public Works Director is hereby authorized by the Council of the City of Santa Barbara to execute the Utility Easement Deed with The Martha Taylor Living Trust, UTD, 2/14/2006, Martha Gay Taylor, Trustee.

SECTION 2. The City of Santa Barbara hereby accepts the utility easement on the affected real property as aforementioned, and more particularly described in the Easement Deed to the City of Santa Barbara, which have been executed and delivered hereunder.

SECTION 3. The City of Santa Barbara hereby consents to the recordation by City Clerk of said Easement Deed in the Official Records, County of Santa Barbara.

SECTION 4. This Resolution shall become effective immediately upon its adoption.